

Message

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Subject: New England Congressional Delegation Capitol Hill Update | Friday, May 11, 2018

**New England Congressional Delegation
Capitol Hill Update**

Office of Public Affairs
Friday, May 11, 2018

ANNOUNCEMENTS

May 31-Jun 1 - Chartered Science Advisory Board (SAB) Public Meeting

The draft agenda proposes review of the finalized report on the risk and technology review for NESHAPs, discussion on the planned actions on the regulatory agenda, and briefings on the agency's efforts on the Lead Task Force and PFAS (perfluoroalkyl substances).

Jun 6 - Science Advisory Board (SAB) Chemical Assessment Advisory Committee Public Meeting

A Federal Register Notice to announce the teleconference is being prepared and will be submitted to the Office of Policy the week of April 30. The purpose of the teleconference is to continue deliberation on the panel's draft report responding to the Agency's request for SAB Peer Review of the documents: Toxicological Review for Ethyl Tertiary Butyl Ether (ETBE) (External Review Draft, dated June 2017) and Toxicological Review of tert-Butyl Alcohol (tert-butanol or tBA) (External Review Draft, dated June 2017).

Jun 8 -11 - US Conference of Mayors' 86th Annual Meeting – In Boston

USCM President Stephen K. Benjamin (Columbia, SC) will preside. The Mayors Water Council (Chair, Mayor Jill Techel, Napa, CA) will meet on Friday, June 8. Also on Friday, USCM will host its Annual luncheon that features the Mayors Climate Protection Awards Presentations. On Saturday, June 9, the Environment Committee will meet to consider Resolutions only. The Committee will not conduct any other business or hear from presenters. The full USCM membership will debate and adopt Resolutions, reported out by Standing Committees, on Monday, June 11.

TBD- Superfund Program/Superfund Task Force Update for House E&C/Environment Subcommittee staff.

Hearings

May 8 - Sharing the Road: Policy Implications of Electric and Conventional Vehicles in the Years Ahead

House Energy and Commerce Subcommittee on Environment.

May 9 - Legislative Hearing on S. _____, America's Water Infrastructure Act of 2018

Senate Environment & Public Works

May 16 - Budget Request for the U.S. Environmental Protection Agency

Senate Appropriations Committee Subcommittee on Interior, Environment. Administrator Pruitt is scheduled to testify.

May 16 - Legislation Addressing New Source Review Permitting Reform

House Energy and Commerce Environment Subcommittee

TBD – Charles McIntosh confirmation hearing, nominee for AA for the Office of International and Tribal Affairs

TBD - Peter Wright confirmation hearing, nominee AA for Office of Land and Emergency Management

Senate Environment and Public Works.

Appropriations

Consolidated Appropriations Act of 2018

EPA budget \$8.1 billion for FY18.

Impoundment Control Act Rescission

On May 8, 2018, The President sent a Special Message to the Congress under the Congressional Budget and Impoundment Control Act (ICA) of 1974 for the proposed rescission of funds. Pursuant to the ICA, the President can transmit special messages to the Congress that propose rescissions of budget authority.

- For the EPA, \$10 million in carryover funds in the Environmental Programs and Management (EPM) account were proposed for rescission. Only the Office of Water will be affected by this rescission.
- After transmittal of the ICA Special Message, funds proposed for rescission may be withheld from obligation via OMB's apportionment for up to 45 calendar days of continuous session of the Congress.
- According to law, funds withheld pending rescission must be released following the expiration of the 45 days without completion of action by both Houses of Congress on the proposed rescissions.
- OCFO has removed the funds from the financial system to prevent spending while the funds are being held pending rescission.
- OMB directed agencies to continue internal planning for the funds, up to the point of any external solicitations, postings or notices. External engagement (i.e. issuing NFAs, RFPs, etc.) is restricted while funds are being held.
- Further guidance on the funds withheld will be provided to the resource community by the OCFO.

Justification: This proposal would rescind \$10 million in prior year balances, of which there were \$208 million available on October 1, 2017. This is EPA's primary account that funds salaries, travel, contracts, grants, and cooperative agreements for pollution abatement, compliance, and administrative activities of the operating programs. The funds proposed for rescission are targeted for competitive water quality research and support grants, which are duplicative with other Federal programs. Enacting the rescission would reduce funding for water quality research and support grants.

LEGISLATION

115th Congress | Jan 3, 2017, to Jan 3, 2019

New England Delegation Legislation with Recent Activity

H.R.5669 - Velazquez (NY)/Shea-Porter (NH)/ McGovern (MA), Amend the IRS Code of 1986 and the Small Business Act to reduce costs for certain businesses required to relocate from a Superfund site.

14 additional original co-sponsors.

S.2747 – Hassan (NH)/ Markey (MA)/Shaheen (NH)/Sanders (VT), S.2747 - National Evaluation of Techniques for Making Energy Technologies More Efficient and Resilient Act of 2018

Bill to provide for the study and evaluation of net metering, and for other purposes.

H.R.5610 – Knight (CA)/Welch (VT), BEST Act of 2018

Amend the US Energy Storage Competitiveness Act of 2007 to direct the Secretary of Energy to establish new goals for the DOE relating to energy storage and to carry out certain demonstration projects. 13 additional co-sponsors.

S.2719 - Shaheen (NH), Requires VA Registry of Service Members Potentially Exposed to PFAS

Four co-sponsors, including Hassan (NH).

H.R.5579 – Esty (CT)/DeLauro (CT)/Himes (CT)/Larson (CT), Amend the IRS Code of 1986 to Extend Expensing of Environmental Remediation Costs

Two additional original co-sponsors.

H.R.5609 - Ellison (MN)/Capuano (MA)/McGovern (MA)/Welch (VT)/Shea-Porter (NH), To establish a trust fund to provide for adequate funding for water and sewer infrastructure

32 additional original co-sponsors.

S.2740 —Markey (MA)/Warren (MA)/Shaheen (NH)/Sanders (VT), Authorize NOAA to establish a Climate Change Education Program

Five additional original co-sponsors.

H.R.5606 — Shea-Porter (NH)/McGovern (MA)/Welch (VT), Authorize the NOA to establish a Climate Change Education Program

Seven additional original co-sponsors.

New England Delegation Legislation with No New Activity

S.519 Gillibrand/Schumer (NY), requires SDWA MCLG and MCL for PFOA, PFOS, 1,4-dioxane, and perchlorate within two years

To amend the Safe Drinking Water Act to require the Administrator of the EPA to establish maximum contaminant levels for certain contaminants, and promulgate a national primary drinking water regulation. Cosponsors: Schumer (NY), Hassan (NH).

S.675 Gillibrand (NY), Long Island Sound Funding

To amend and reauthorize certain provisions relating to Long Island Sound restoration and stewardship. Cosponsors: Schumer (NY), Blumenthal (CT), Murphy (CT).

S.756 Sullivan (AK)/Whitehouse (RI), Save Our Seas Act

To reauthorize and amend the Marine Debris Act to promote international action to reduce marine debris. 21 Co-sponsors including: King (ME), Collins (ME), Warren (MA), Markey (MA), Shaheen (NH), Murphy (CT). 08/03/2017 Senate Passed Senate with amendments by Unanimous Consent. 08/08/2017 House Referred to the Subcommittee on Water, Power and Oceans. Action By: Committee on Natural Resources.

S.914 Shaheen (NH)/Portman (OH), Enhances Federal Coordination and State Assistance for Emerging Contaminant Testing and Analysis

Also called "Safe Drinking Water Assistance Act of 2017." Cosponsors: Portman (OH), Hassan (NH).

S.1769 Hassan (NH), Connected Government Act

Requires a federal agency that creates or updates a public website ensure that it is mobile friendly.

S.1979 — Murphy (CT) A bill to block the implementation of certain presidential actions that restrict individuals from certain countries from entering the United States

Introduced on Oct 18 with 30 co-sponsors. Two additional co-sponsors added Wyden (OR), Udall (NM).

S.2198 – Booker (NY)/Menendez (NJ)/Whitehouse (RI), Superfund Polluter Pays Restoration Act of 2017

To amend the IRS of 1986 to reinstate the financing for the Hazardous Substance Superfund.

S.2321 — Warren (MA), Transition Team Ethics Improvement Act

Amend Presidential Transition Act of 1963 to require the development of ethics plans for certain transition teams, and for other purposes. Cosponsors: Hassan (NH), Markey (MA).

S.2232 King (ME), Amend the Public Utility Regulatory Policies Act of 1978

Provide for the integration of distributed energy resources, to modernize electricity grid infrastructure.

On Dec 14, the bill was read twice and referred to the Committee on Energy and Natural Resources.

S.2298 Whitehouse (RI), New England Coastal Protection Act

To prohibit oil and gas leasing on the Outer Continental Shelf off the coast of New England. Co-sponsors: Markey (MA), Hassan (NH), Shaheen (NH), Reed (RI), King (ME), Warren (MA), Blumenthal (CT), Collins (ME), Murphy (CT).

S.2368 – Whitehouse (RI)/Schatz (HI), 1986 IRS Code

To amend the IRS code to provide for carbon dioxide and other greenhouse gas emission fees, reduce the rate of the corporate income tax, provide tax credits to workers, deliver additional benefits to retired and disabled Americans, and for other purposes.

S.2388 — Sanders (VT)/Harris (CA)/Markey (MA)/Gillibrand (NY), Nuclear Plant Decommissioning Act of 2018

To provide for consultation with state, tribal, and local governments, and approval of post-shutdown decommissioning activities reports by the Nuclear Regulatory Commission.

S.2396 — Harris (CA)/Sanders (VT)/Markey (MA)/Gillibrand (NY), Amend Atomic Energy Act of 1954

To prohibit waivers/exemptions from emergency preparedness and response and security regulations.

S.2422 — Warren (MA), Require a Study on the Health Impacts of Air Traffic Noise and Pollution

Co-sponsored by Markey (MA).

S.2472 – Nelson (FL)/Collins (ME), Coastal Coordination Act of 2018

To reauthorize the Coastal Management Act of 1972.

S.2602 - Barrasso (WY)/Whitehouse (RI)/Capito (WV)/ Heitkamp (ND) Carbon Dioxide Utilization and Direct Air Capture Research

A bill to support carbon dioxide utilization and direct air capture research, to facilitate development of carbon capture, utilization, and sequestration projects and carbon dioxide pipelines. Two additional original co-sponsors. A sister House bill has also been introduced H.R.5387.

S.2612 – Markey (MA), To Establish a Clean Technology Consortia

A bill to provide for the establishment of clean technology consortia to enhance the economic, environmental, and energy security of the United States by promoting domestic development, manufacture, and deployment of clean technologies, and for other purposes.

S.2643 - Markey (MA)/Whitehouse (RI)/Van Hollen (MD)/Smith (MN)/Blumenthal (CT)/Merkley (OR)/ Bennet (CO), Greener Air Standards Mean Our National Security, Environment, and Youth Saved Act

A bill to clarify the effect of certain final rules and determinations of EPA relating to greenhouse gas emissions standards for light-duty vehicles.

S.2649 - Whitehouse (RI) Natural Gas Demand Response Pilot Program

A bill to require the Secretary of Energy to establish a natural gas demand response pilot program.

H.R.723 - Kinzinger (IL)/ Welch (VT), Energy Savings Through Public-Private Partnerships Act of 2017

Six additional cosponsors. Feb 23, placed on the Union Calendar, Calendar No. 435.

H.R.1176 – Pingree (ME) Keep America's Waterfronts Working Act

Amends Coastal Zone Management Act of 1972 to direct NOAA to establish a Working Waterfront Grant Program. Cosponsors: Wittman (VA), Keating (MA).

H.R. 1674 DeLauro (CT), Long Island Sound Restoration Reauthorization

Reauthorizes the Management Conference of the LIS Study, the LIS Stewardship Act of 2006, the LIS Grants, and LIS Stewardship Grants through FY23. Cosponsors: Zeldin (NY), Suozzi (NY), Courtney (CT), Himes (CT), Esty (CT), Larson (CT), King (NY), Engel (NY).

H.R. 1758 Rep. Katko (NY)/Rep. Esty (CT); The Brownfields Reauthorization Act of 2017

Would reauthorize the Brownfields program at EPA. 7/27/17 was reported by the House Committee on Transportation and Infrastructure. Cosponsors: Katko (NY), DeFazio (OR), Napolitano (CA). On Nov 21, the House Report was amended by the Committee on Transportation and Infrastructure. H. Rept. 115-419, Part I.

H.R.4209 – Larson (CT) Rebuild Nation's Infrastructure, Provide Consumer Rebate, Assist Coal Country, Reduce Harmful Pollution 16 Cosponsors including Rep. Capuano (MA).

H.R.4774 Cicilline (RI) New England Coastal Protection Act

Co-sponsored by: Capuano (MA), Clark (MA), DeLauro (CT), Esty (CT), Himes (CT), Keating (MA), Kennedy (MA), Kuster (NH), Langevin (RI), Larson (CT), Lynch (MA), McGovern (MA) Moulton (MA), Neal (MA), Pingree (ME), Shea-Porter (NH), Tsongas (MA), Welch (VT), Poliquin (ME), Courtney (CT).

H.R.4812 — Cicilline (RI), 21st Century Buy American Act

To amend the Buy American Act to provide greater transparency regarding exceptions to domestic sourcing requirements, and for other purposes.

H.R.4926 – Blumenauer (OR)/Cicilline (RI), American Opportunity Carbon Fee Act of 2018

To amend the IRS Code of 1986 to provide for carbon dioxide and other greenhouse gas emission fees, reduce the rate of the corporate income tax, provide tax credits to workers, deliver additional benefits to retired and disabled Americans, and for other purposes.

H.R.4976 — Welch (VT), Empowering State Forestry to Improve Forest Health Act of 2018

Amends Cooperative Forestry Assist. Act of 1978 to direct Forest Service to establish a landscape-scale restoration program to provide financial and tech assistance for landscape-scale restoration projects on state and private forest lands that maintain or improve benefits from trees and forests on such lands.

H.R.4992 — Esty (CT), NOTICE Act of 2017

To amend CAA to direct permitting authorities to notify municipalities within 30 miles of a source of certain permit applications and proposed permits, and for other purposes. *(This legislation is in response to the new Cricket Valley Energy Center in Dover Plains, NY, which is close the CT state border – OEP's Donald Dahl provided some excellent to info Esty's office re: current notification requirements.)*

H.R.5015 — Blumenauer (OR)/McGovern (MA)/Tsongas (MA)/ Clark (MA)/Kuster (NH)/ DeLauro (CT)/Esty (CT)/Shea-Porter (NH) Saving America's Pollinators Act of 2018

36 co-sponsors.

H.R.5042 - Cartwright (PA)/ McGovern (MA)/Kuster (NH)/Welch (VT) Financing Energy Efficient Manufacturing Program at the DoE

To provide financial assistance to promote energy efficiency and onsite renewable technologies.

H.R.5069 - Welch (VT)/Kinzinger (IL), Establish Federal Smart Building Program

To implement smart building technology and demonstrate the costs and benefits of smart buildings.

H.R.5114 – Bonamici (OR)/McGovern (MA), Amend the Toxic Substances Control Act

To require the Administrator of the Environmental Protection Agency to take action to eliminate human exposure to asbestos, and for other purposes. Seven additional original co-sponsors.

H.R.5143 – Amash (MI)/Moulton (MA), Searchable Legislation Act of 2018

To require all bills, resolutions, and other documents of Congress to be created, transmitted, and published in searchable electronic formats, and for other purposes. 15 additional co-sponsors.

H.R.5212 — Welch (VT), Amend the Clean Air Act to reform the renewable fuel program.

H.R.5275 — Long (MO)/Kuster (NH), Amend CERCLA of 1980 to provide an exemption from certain notice requirements and penalties for air emissions from animal waste at farms. Kuster (NH) was one of the bill's 86 original co-sponsors.

H.R.5291 - Tsongas (MA)/Keating (MA), To establish an offshore wind career training grant program.
One additional original co-sponsor, Grijalva (AZ).

H.R.5321 - Moulton (MA), To Improve Communication from Federal Agencies to Individuals

A bill to improve communication from Federal agencies to individuals by requiring clear instructions, and for other purposes. Three co-sponsors.

H.R.5391 — Beyer (VA), Compensation of Federal Employees Furloughed During a Shutdown

97 original co-sponsors including: Shea-Porter (NH)/Cicilline (RI), Clark (MA)/Pingree (ME)/Lynch (MA)DeLauro (CT)/Kuster (NH)/Langevin/ McGovern (MA)/ Welch (VT)/Esty (CT).

Regards,

Paul

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EPA Region 1

